

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION

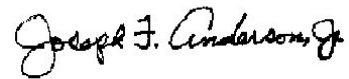
BRIAN BLANDING,	)	C.A. NO.: 3:09-cv-00758-JFA
	)	
Plaintiff,	)	
	)	
-versus-	)	
	)	
FKI LOGISTEX, INC. and W & H	)	
SYSTEMS, INC.,	)	
	)	
Defendants.	)	<b>ORDER</b>
	)	
<hr/> FKI LOGISTEX, INC.,	)	
	)	
Third-Party Plaintiff,	)	
	)	
-versus-	)	
	)	
RIPLEY METALWORKS, LTD.,	)	
	)	
Third-Party Defendant.	)	
<hr/>	)	

The Third Party Defendant, Ripley Metalworks, LTD (“Ripley”) moved for summary judgment on July 15, 2011, as to the remaining claim presented against it by FKI Logistex, Inc. (“FKI”).<sup>1</sup> [See, Doc. #66]. FKI agrees that dismissal of Ripley is appropriate and consents to a dismissal of Ripley from this lawsuit *with prejudice*. Ripley and FKI agree to bear their own attorneys fees and costs. This dismissal is *with prejudice* pursuant to Rule 41 of the FEDERAL RULES OF CIVIL PROCEDURE. As a result of this order, third party defendant, Ripley Metalworks, LTD’s motion for summary judgment is rendered moot.

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<sup>1</sup> FKI’s only remaining claim against Ripley is equitable indemnity. See Order dated February 11, 2011 [Doc. #52]. No other party has asserted any claim against Ripley.

IT IS SO ORDERED.

A handwritten signature in black ink that reads "Joseph F. Anderson, Jr." The signature is written in a cursive, slightly slanted style.

August 16, 2011  
Columbia, South Carolina

Joseph F. Anderson, Jr.  
United States District Judge